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6 Attorneys for Defendant
Wynn Las Vegas, LLC

7 UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA
9

10 KEVIN CARTER, MICHAEL SACCO, and)
BLAKE RECK, individually and on behalf of all)
others similarly situated,)

11 Plaintiffs,)

12 vs.)

13 WYNN LAS VEGAS, LLC, a Nevada domestic)
14 limited-liability company,)
EMPLOYEE(S)/AGENT(S) DOES 1-10; and)
15 ROE CORPORATIONS 11-20, inclusive;)

16 Defendant.)
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Case No. 2:16-cv-02697-APG-CWH

STIPULATION AND ORDER TO
STAY PROCEEDINGS PENDING
RESOLUTION OF DEFENDANT
WYNN LAS VEGAS LLC'S MOTION
FOR JUDGMENT ON THE
PLEADINGS

(Second Request)

18 The parties, by and through their respective counsel of record, stipulate and request that the
19 Court stay these proceedings pending resolution of resolution of Defendant Wynn Las Vegas, LLC's
20 Motion for Judgment on the Pleadings (ECF No. 24). In support of this Stipulation and Request, the
parties state as follows:

- 21 1. Defendant filed its Motion for Judgment on the Pleadings ("Motion") on June 7, 2019. (ECF
22 No. 24).

- 1 2. Plaintiffs filed their Response in Opposition to Defendants' Motion for Judgment on the
2 Pleadings on June 21, 2019 (ECF No. 26), and Defendant filed its Reply in Support of Motion
3 for Judgment on the Pleadings on June 28, 2019 (ECF No. 27).
- 4 3. Based on the disposition of Defendant's Motion for Judgment on the Pleadings, judgment
5 may be granted in favor of Defendant in whole or in part, or the case may be allowed to
6 proceed in its current form. Accordingly, the parties believe it would be prudent to stay
7 proceedings in this matter to conserve expenditures and resources until a decision is made on
8 Defendant's Motion.
- 9 4. The parties agree that if this case survives the Motion, they will work cooperatively to submit
10 appropriate deadlines to complete discovery within two weeks of the Court's decision and
11 continue to move this case forward.
- 12 5. This request to stay proceedings is not sought for any improper purpose or other reason of
13 delay. Rather, it is sought only conserve the parties' respective resources while awaiting the
14 Court's decision on Defendant's pending Motion.

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1 WHEREFORE, the parties respectfully request that the Court stay proceedings in this case
2 until the resolution of Defendant's Motion for Judgment on the Pleadings.

3 DATED this 8th day of July, 2019.

4 Respectfully Submitted,

5 /s/ Kaine Messer

6 Jon R. Mower, Esq. *Pro Hac Vice*
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13 Attorneys for Plaintiffs

14 **IT IS SO ORDERED.**

15 July 11, 2019

16 DATE

Respectfully Submitted,

/s/ Kaitlin H. Paxton

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UNITED STATES MAGISTRATE JUDGE